

UNITED STATES BANKRUPTCY COURT  
DISTRICT OF MINNESOTA

In re: AUTO POINT, LIMITED § Case No. 10-43005  
POINT, AUTO §  
Debtor(s) §

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**TRUSTEE'S FINAL REPORT (TFR)**

The undersigned trustee hereby makes this Final Report and states as follows:

1. A petition under Chapter 7 of the United States Bankruptcy Code was filed on April 23, 2010. The undersigned trustee was appointed on April 23, 2010.
2. The trustee faithfully and properly fulfilled the duties enumerated in 11 U.S.C. §704.
3. All scheduled and known assets of the estate have been reduced to cash, released to the debtor as exempt property pursuant to 11 U.S.C. § 522, or have been or will be abandoned pursuant to 11 U.S.C. § 554. An individual estate property record and report showing the disposition of all property of the estate is attached as **Exhibit A**.

4. The trustee realized the gross receipts of \$ 37,500.42

Funds were disbursed in the following amounts:

Payments made under an interim distribution	<u>0.00</u>
Administrative expenses	<u>76.37</u>
Bank service fees	<u>542.93</u>
Other payments to creditors	<u>0.00</u>
Non-estate funds paid to 3rd Parties	<u>0.00</u>
Exemptions paid to the debtor	<u>0.00</u>
Other payments to the debtor	<u>0.00</u>
Leaving a balance on hand of <sup>1</sup>	\$ <u>36,881.12</u>

The remaining funds are available for distribution.

5. Attached as **Exhibit B** is a cash receipts and disbursements record for each estate bank account.

<sup>1</sup> The balance of funds on hand in the estate may continue to earn interest until disbursed. The interest earned prior to disbursement will be distributed pro rata to creditors within each priority category. The trustee may receive additional compensation not to exceed the maximum compensation set forth under 11 U.S.C. § 326(a) on account of the disbursement of the additional interest.

6. The deadline for filing non-governmental claims in this case was 03/02/2012 and the deadline for filing governmental claims was 03/02/2012. All claims of each class which will receive a distribution have been examined and any objections to the allowance of claims have been resolved. If applicable, a claims analysis, explaining why payment on any claim is not being made, is attached as **Exhibit C**.

7. The Trustee's proposed distribution is attached as **Exhibit D**.

8. Pursuant to 11 U.S.C. § 326(a), the maximum compensation allowable to the trustee is \$4,500.04. To the extent that additional interest is earned before case closing, the maximum compensation may increase.

The trustee has received \$0.00 as interim compensation and now requests the sum of \$4,500.04, for a total compensation of \$4,500.04.<sup>2</sup>In addition, the trustee received reimbursement for reasonable and necessary expenses in the amount of \$0.00 and now requests reimbursement for expenses of \$0.00, for total expenses of \$0.00.<sup>2</sup>

Pursuant to Fed R Bank P 5009, I hereby certify, under penalty of perjury, that the foregoing report is true and correct.

Date: 10/25/2012 By: /s/BRIAN F. LEONARD  
Trustee

**STATEMENT:** This Uniform Form is associated with an open bankruptcy case, therefore, Paperwork Reduction Act exemption 5 C.F.R. § 1320.4(a)(2) applies.

<sup>2</sup>If the estate is administratively insolvent, the dollar amounts reflected in this paragraph may be higher than the amounts listed in the Trustee's Proposed Distribution (Exhibit D)

# Form 1

## Individual Estate Property Record and Report

### Asset Cases

Case Number: 10-43005

Trustee: (430020) BRIAN F. LEONARD

Case Name: AUTO POINT, LIMITED

Filed (f) or Converted (c): 04/23/10 (f)

§341(a) Meeting Date: 05/21/10

Period Ending: 10/25/12

Claims Bar Date: 03/02/12

1		2	3	4	5	6
Asset Description (Scheduled And Unscheduled (u) Property)		Petition/ Unscheduled Values	Estimated Net Value (Value Determined By Trustee, Less Liens, Exemptions, and Other Costs)	Property <u>Abandoned</u> OA=§554(a) DA=§554(c)	Sale/Funds Received by the Estate	Asset Fully Administered (FA)/ Gross Value of Remaining Assets
Ref. #						
1	Voyager Bank Account 10130084 Orig. Asset Memo: Imported from original petition Doc# 22	0.00	0.00	DA	0.00	FA
2	2010 Landrover VIN 514655 On behalf of Ilya Igda Orig. Asset Memo: Imported from original petition Doc# 22	59,836.55	0.00	DA	0.00	FA
3	ACCT. REC. atty fees pd behalf of Ilya Igdalev Orig. Asset Memo: Imported from original petition Doc# 22	129,532.50	0.00	DA	0.00	FA
4	Acct. Rec. -Boris Litvak & I. Melnikova Orig. Asset Memo: Imported from original petition Doc# 22	44,880.00	0.00	DA	0.00	FA
5	A/R Alexander Bland & Katelyn A. Seawell Shelard Orig. Asset Memo: Imported from original petition Doc# 22	600.00	0.00	DA	0.00	FA
6	1999 Easy Trailer - VIN 4YZCH1625X1002441 Orig. Asset Memo: Imported from original petition Doc# 22	1,500.00	0.00	DA	0.00	FA
7	2005 Lexus GX470, VIN 079652 Orig. Asset Memo: Imported from original petition Doc# 22	21,000.00	0.00	DA	0.00	FA
8	2006 E Class Mercedes, VIN 191229 Orig. Asset Memo: Imported from original petition Doc# 22	22,000.00	0.00	DA	0.00	FA
9	2007 BMW X5, VIN 5UXFE43567L682325 OBA Orig. Asset Memo: Imported from original petition Doc# 22	30,000.00	0.00	DA	0.00	FA
10	2007 Lexus RX350, VIN 2T2HK310X7C043949 Orig. Asset Memo: Imported from original petition Doc# 22	27,000.00	0.00	DA	0.00	FA
11	2007 S600 Mercedes Benz, VIN WDDNG76X07A109468 Orig. Asset Memo: Imported from original petition Doc# 22	50,000.00	0.00	DA	0.00	FA

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1		2	3	4	5	6
Asset Description (Scheduled And Unscheduled (u) Property)		Petition/ Unscheduled Values	Estimated Net Value (Value Determined By Trustee, Less Liens, Exemptions, and Other Costs)	Property <u>Abandoned</u> OA=§554(a) DA=§554(c)	Sale/Funds Received by the Estate	Asset Fully Administered (FA)/ Gross Value of Remaining Assets
Ref. #						
12	2008 BMW BX6, VIN 5UXFG43568L220627 Orig. Asset Memo: Imported from original petition Doc# 22	50,000.00	0.00	DA	0.00	FA
13	2008 CL550 Mercedes, VIN WDDEJ71X28A014193 Orig. Asset Memo: Imported from original petition Doc# 22	75,000.00	0.00	DA	0.00	FA
14	2008 Landrover LR2, VIN 034159 Orig. Asset Memo: Imported from original petition Doc# 22	21,000.00	0.00	DA	0.00	FA
15	2008 Mercedes GL550, VIN 4JGBF86E68A417133 Orig. Asset Memo: Imported from original petition Doc# 22	60,000.00	0.00	DA	0.00	FA
16	2008 Mercedes ML320, VIN 4JGBB22E48A419669 Orig. Asset Memo: Imported from original petition Doc# 22	35,000.00	0.00	DA	0.00	FA
17	2009 Nissan Altima, VIN 1N4AL21E39C111029 Orig. Asset Memo: Imported from original petition Doc# 22	20,000.00	0.00	DA	0.00	FA
18	ADV. 10-4176 V. CARUSO, POPE, E (u) JUDGMENT \$72,253.00; NOTICE OF SETTLEMENT	75,000.00	75,000.00		15,000.00	FA
19	ADV. 11-4046 V. GLOBE MOTOR, AND MARGOLIS (u)	75,000.00	75,000.00		22,500.00	FA
Int	INTEREST (u)	Unknown	N/A		0.42	FA
20	Assets Totals (Excluding unknown values)	\$797,349.05	\$150,000.00		\$37,500.42	\$0.00

**Major Activities Affecting Case Closing:**

Initial Projected Date Of Final Report (TFR): December 31, 2011

Current Projected Date Of Final Report (TFR): September 19, 2012 (Actual)

## Form 2

### Cash Receipts And Disbursements Record

**Case Number:** 10-43005  
**Case Name:** AUTO POINT, LIMITED

**Trustee:** BRIAN F. LEONARD (430020)  
**Bank Name:** The Bank of New York Mellon  
**Account:** 9200-60531842-65 - Checking Account  
**Blanket Bond:** \$38,561,000.00 (per case limit)  
**Separate Bond:** N/A

**Taxpayer ID #:** 41-2014332  
**Period Ending:** 10/25/12

1 Trans. Date	2 {Ref #} / Check #	3 Paid To / Received From	4 Description of Transaction	T-Code	5 Receipts \$	6 Disbursements \$	7 Checking Account Balance
11/29/11	{19}	MARGOLIS LAW FIRM	ADV. SETTLEMENT	1241-000	7,500.00		7,500.00
11/29/11	{19}	GLOBE MOTOR	SETTLEMENT OF ADV.	1241-000	15,000.00		22,500.00
12/28/11	{18}	CARUSO SMITH EDELL PICINI PC	PARTIAL PAYMENT ON SETTLEMENT OF ADV 10-4176	1249-000	5,000.00		27,500.00
12/30/11	Int	The Bank of New York Mellon	Interest posting at 0.0100%	1270-000	0.19		27,500.19
12/30/11		The Bank of New York Mellon	Bank and Technology Services Fee	2600-000		46.57	27,453.62
01/31/12	Int	The Bank of New York Mellon	Interest posting at 0.0100%	1270-000	0.23		27,453.85
01/31/12		The Bank of New York Mellon	Bank and Technology Services Fee	2600-000		60.01	27,393.84
02/29/12		The Bank of New York Mellon	Bank and Technology Services Fee	2600-000		54.26	27,339.58
03/30/12		The Bank of New York Mellon	Bank and Technology Services Fee	2600-000		56.02	27,283.56
04/30/12		The Bank of New York Mellon	Bank and Technology Services Fee	2600-000		54.04	27,229.52
05/15/12	{18}	CARUSO SMITH EDELL PICINI	SETTLEMENT OF ADV. 10-4176	1249-000	2,500.00		29,729.52
05/30/12	1001	INTERNATIONAL SURETIES, LTD.	BOND PREMIUM PAYMENT ON LEDGER BALANCE AS OF 05/30/2012 FOR CASE #10-43005, BOND #016018055	2300-000		76.37	29,653.15
05/31/12		The Bank of New York Mellon	Bank and Technology Services Fee	2600-000		63.94	29,589.21
06/19/12	{18}	CARUSO SMITH EDELL PICINI	SETTLEMENT	1249-000	2,500.00		32,089.21
06/29/12		The Bank of New York Mellon	Bank and Technology Services Fee	2600-000		60.18	32,029.03
07/17/12	{18}	CARUSO SMITH EDELL PICINI	10-4176 SETTLEMENT PYMT	1249-000	2,500.00		34,529.03
07/31/12		The Bank of New York Mellon	Bank and Technology Services Fee	2600-000		72.22	34,456.81
08/14/12	{18}	CARUSO SMITH EDELL PICINI PC	FINAL PAYMENT ADV 10-4176	1249-000	2,500.00		36,956.81
08/31/12		The Bank of New York Mellon	Bank and Technology Services Fee	2600-000		75.69	36,881.12

<b>ACCOUNT TOTALS</b>	<b>37,500.42</b>	<b>619.30</b>	<b>\$36,881.12</b>
Less: Bank Transfers	0.00	0.00	
<b>Subtotal</b>	<b>37,500.42</b>	<b>619.30</b>	
Less: Payments to Debtors		0.00	
<b>NET Receipts / Disbursements</b>	<b>\$37,500.42</b>	<b>\$619.30</b>	

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**Trustee:** BRIAN F. LEONARD (430020)  
**Bank Name:** The Bank of New York Mellon  
**Account:** 9200-60531842-65 - Checking Account  
**Blanket Bond:** \$38,561,000.00 (per case limit)  
**Separate Bond:** N/A

**Taxpayer ID #:** 41-2014332  
**Period Ending:** 10/25/12

1	2	3	4		5	6	7
Trans. Date	{Ref #} / Check #	Paid To / Received From	Description of Transaction	T-Code	Receipts \$	Disbursements \$	Checking Account Balance

Net Receipts : 37,500.42

Net Estate : \$37,500.42

	Net Receipts	Net Disbursements	Account Balances
<b>TOTAL - ALL ACCOUNTS</b>			
Checking # 9200-60531842-65	37,500.42	619.30	36,881.12
	<b>\$37,500.42</b>	<b>\$619.30</b>	<b>\$36,881.12</b>
Bank Transfers	\$0.00	\$0.00	

## EXHIBIT C

### Case: 10-43005 AUTO POINT, LIMITED

Claims Bar Date: 03/02/12

Claim Number	Claimant Name	Claim Type	Claim Ref./ Notes	Amount Allowed	Paid to Date	Claim Balance
	BRIAN F. LEONARD 100 SOUTH FIFTH STREET SUITE 2500 MINNEAPOLIS, MN 55402	Admin Ch. 7		\$4,500.04	\$0.00	\$4,500.04
	LEONARD, O'BRIEN LAW FIRM ATTN: BRIAN F. LEONARD 100 S. 5TH STREET, SUITE 2500 MINNEAPOLIS, MN 55402	Admin Ch. 7		\$20,000.00	\$0.00	\$20,000.00
	LEONARD, O'BRIEN LAW FIRM ATTN: BRIAN F. LEONARD 100 S. 5TH STREET, SUITE 2500 MINNEAPOLIS, MN 55402	Admin Ch. 7		\$203.31	\$0.00	\$203.31
	CLERK OF BANKRUPTCY COURT 301 U. S. COURTHOUSE 300 S. 4TH STREET MINNEAPOLIS, MN 55415	Admin Ch. 7	FILING FEES ADV. 10-4176 AND 11-4046	\$586.00	\$0.00	\$586.00
1	ZURICH 4457 PAYSHERE CIRCLE CHICAGO, IL 60674	Unsecured	4300	\$1,805.28	\$0.00	\$1,805.28
2	FEDEX CUSTOMER INFORMATION SERVICES AS ASGN OF FEDEX EXPRESS/FEDEX GROUND, 3965 AIRWAYS BLVD., MODULE G, 3RD FLOOR MEMPHIS, TN 38116	Unsecured	6908	\$516.27	\$0.00	\$516.27
3	TODD G ANDERSON 1363 ASBURY ST ST PAUL, MN 55108	Unsecured	2603	\$55,614.60	\$0.00	\$55,614.60
4	Automotive Finance Corporation aka AFC 13085 Hamilton Crossing Blvd. Suite 300 Carmel, IN 46032	Unsecured	8584	\$134,487.50	\$0.00	\$134,487.50
5	DR KRISTAL KOHLMAYER CHRISTINE SWANSON, ESQ KELLY & LEMMONS, 7300 HUDSON BLVD STE 200 ST PAUL, MN 55128	Unsecured		\$28,656.75	\$0.00	\$28,656.75

## EXHIBIT C

### Case: 10-43005 AUTO POINT, LIMITED

Claims Bar Date: 03/02/12

Claim Number	Claimant Name	Claim Type	Claim Ref./ Notes	Amount Allowed	Paid to Date	Claim Balance
6	WELLS FARGO DEALER SERVICES P O BOX 3539 RANCHO CUCAMONGA, CA 92719	Unsecured	6573	\$17,928.26	\$0.00	\$17,928.26
7	CARSOU.P.COM 1401 AMERICAN BLVD E, #6 BLOOMINGTON, MN 55425	Unsecured	4139	\$3,400.00	\$0.00	\$3,400.00
8	Hue Thi Pham 628 Ramsey St. NE Minneapolis, MN 55413-1825	Unsecured		\$18,500.00	\$0.00	\$18,500.00
9	XCEL ENERGY PO BOX 727 LA CROSSE, WI 54602-0727	Unsecured	0823	\$581.74	\$0.00	\$581.74
10	Spire Federal Credit Union ATTN JULIUS LEE 2025 LARPENTEUR AVENUE WEST FALCON HEIGHTS, MN 55113	Unsecured	5641	\$68,519.84	\$0.00	\$68,519.84
11	Wells Fargo Bank N.A. Business Direct Division 100 W, Washington Street 8th Flr Phoenix, AZ 85003	Unsecured	8845	\$22,621.77	\$0.00	\$22,621.77
12	CITY OF MADISON TREASURER OFFICE OF THE CITY ATTY ROOM 401 CITY-COUNTY BLDG MADISON, WI 53703	Unsecured		\$40.00	\$0.00	\$40.00
13	WESTERN SURETY COMPANY C/O KAZLOW & FIELDS 8100 SANDPIPER CR STE 204 BALTIMORE, MD 21236	Unsecured	2133	\$39,500.00	\$0.00	\$39,500.00
14	CSC Credit Services 652 N Sam Houston Parkway E #400 Houston, TX 77060	Unsecured	7724	\$124.86	\$0.00	\$124.86
15	American InfoSource LP as agent for T Mobile/T-Mobile USA Inc PO Box 248848 Oklahoma City, OK 73124-8848	Unsecured	3931/TMOBILE	\$389.55	\$0.00	\$389.55
16	Randys Environmental Services P.O. Box 169 Delano, MN 55328-0169	Unsecured	1685	\$187.59	\$0.00	\$187.59



## EXHIBIT C

Case: 10-43005 AUTO POINT, LIMITED

Claims Bar Date: 03/02/12

Claim Number	Claimant Name	Claim Type	Claim Ref./ Notes	Amount Allowed	Paid to Date	Claim Balance
17	DEALER SERVICES CORPORATION 1320 CITY CENTER DRIVE, SUITE 100 CARMEL, IN 46032	Unsecured	1073	\$138,733.81	\$0.00	\$138,733.81
18	LIBERTY MUTUAL SURETY ATTN BOND CLAIMS DEPT 9450 SEWARD RD FAIRFIELD, OH 45014	Unsecured	5015	\$56,291.10	\$0.00	\$56,291.10
19	KLEIN BANK 14141 GLENDALE ROAD SAVAGE, MN 55378	Secured		\$33,052.00	\$0.00	\$33,052.00
20	West Financial 3575 Sioux Dr. Medina, MN 55340	Unsecured		\$15,779.42	\$0.00	\$15,779.42
21	PAYCHEX 1175 JOHN ST W HENRIETTA, NY 14586	Unsecured	4332	\$153.24	\$0.00	\$153.24
Case Total:					\$0.00	\$662,172.93

**TRUSTEE'S PROPOSED DISTRIBUTION**

Exhibit D

Case No.: 10-43005  
Case Name: AUTO POINT, LIMITED  
Trustee Name: BRIAN F. LEONARD

**Balance on hand:** \$ 36,881.12

Claims of secured creditors will be paid as follows:

Claim No.	Claimant	Claim Asserted	Allowed Amount of Claim	Interim Payments to Date	Proposed Payment
19	KLEIN BANK	33,052.00	33,052.00	0.00	0.00

Total to be paid to secured creditors: \$ 0.00

Remaining balance: \$ 36,881.12

Applications for chapter 7 fees and administrative expenses have been filed as follows:

Reason/Applicant	Total Requested	Interim Payments to Date	Proposed Payment
Trustee, Fees - BRIAN F. LEONARD	4,500.04	0.00	4,500.04
Attorney for Trustee, Fees - LEONARD, O'BRIEN LAW FIRM	20,000.00	0.00	20,000.00
Attorney for Trustee, Expenses - LEONARD, O'BRIEN LAW FIRM	203.31	0.00	203.31
Charges, U.S. Bankruptcy Court	586.00	0.00	586.00

Total to be paid for chapter 7 administration expenses: \$ 25,289.35

Remaining balance: \$ 11,591.77

Applications for prior chapter fees and administrative expenses have been filed as follows:

Reason/Applicant	Total Requested	Interim Payments to Date	Proposed Payment
None			

Total to be paid for prior chapter administrative expenses: \$ 0.00

Remaining balance: \$ 11,591.77

In addition to the expenses of administration listed above as may be allowed by the Court, priority claims totaling \$0.00 must be paid in advance of any dividend to general (unsecured) creditors.

Allowed priority claims are:

Claim No	Claimant	Allowed Amount of Claim	Interim Payments to Date	Proposed Payment
None				

Total to be paid for priority claims: \$ 0.00

Remaining balance: \$ 11,591.77

The actual distribution to wage claimants included above, if any, will be the proposed payment less applicable withholding taxes (which will be remitted to the appropriate taxing authorities).

Timely claims of general (unsecured) creditors totaling \$ 603,831.58 have been allowed and will be paid *pro rata* only after all allowed administrative and priority claims have been paid in full. The timely allowed general (unsecured) dividend is anticipated to be 1.9 percent, plus interest (if applicable).

Timely allowed general (unsecured) claims are as follows:

Claim No	Claimant	Allowed Amount of Claim	Interim Payments to Date	Proposed Payment
1	ZURICH	1,805.28	0.00	34.66
2	FEDEX CUSTOMER INFORMATION SERVICES	516.27	0.00	9.91
3	TODD G ANDERSON	55,614.60	0.00	1,067.63
4	Automotive Finance Corporation aka AFC	134,487.50	0.00	2,581.76
5	DR KRISTAL KOHLMAYER	28,656.75	0.00	550.12
6	WELLS FARGO DEALER SERVICES	17,928.26	0.00	344.17
7	CARSOUP.COM	3,400.00	0.00	65.27
8	Hue Thi Pham	18,500.00	0.00	355.14
9	XCEL ENERGY	581.74	0.00	11.17
10	Spire Federal Credit Union	68,519.84	0.00	1,315.38
11	Wells Fargo Bank N.A.	22,621.77	0.00	434.27
12	CITY OF MADISON TREASURER	40.00	0.00	0.77
13	WESTERN SURETY COMPANY	39,500.00	0.00	758.28
14	CSC Credit Services	124.86	0.00	2.40
15	American InfoSource LP as agent for	389.55	0.00	7.48
16	Randys Environmental Services	187.59	0.00	3.60
17	DEALER SERVICES CORPORATION	138,733.81	0.00	2,663.28
18	LIBERTY MUTUAL SURETY	56,291.10	0.00	1,080.62

20	Case 10-43005 Doc 44 Filed 10/25/12 Entered 10/25/12 09:17:23 Desc Main Document Page 12 of 12	West Financial	15,770.42	0.00	302.92
21		PAYCHEX	153.24	0.00	2.94

Total to be paid for timely general unsecured claims: \$ 11,591.77  
Remaining balance: \$ 0.00

Tardily filed claims of general (unsecured) creditors totaling \$ 0.00 have been allowed and will be paid *pro rata* only after all allowed administrative, priority and timely filed general (unsecured) claims have been paid in full. The tardily filed claim dividend is anticipated to be 0.0 percent, plus interest (if applicable).

Tardily filed general (unsecured) claims are as follows:

Claim No	Claimant	Allowed Amount of Claim	Interim Payments to Date	Proposed Payment
None				

Total to be paid for tardy general unsecured claims: \$ 0.00  
Remaining balance: \$ 0.00

Subordinated unsecured claims for fines, penalties, forfeitures, or damages and claims ordered subordinated by the Court totaling \$ 0.00 have been allowed and will be paid *pro rata* only after all allowed administrative, priority and general (unsecured) claims have been paid in full. The dividend for subordinated unsecured claims is anticipated to be 0.0 percent, plus interest (if applicable).

Subordinated unsecured claims for fines, penalties, forfeitures or damages and claims ordered subordinated by the Court are as follows:

Claim No	Claimant	Allowed Amount of Claim	Interim Payments to Date	Proposed Payment
None				

Total to be paid for subordinated claims: \$ 0.00  
Remaining balance: \$ 0.00